

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA

)
SMITH KLINE & FRENCH LABORATORIES,)
LTD, and SMITHKLINE BEECHAM CORP.,)
d/b/a GLAXOSMITHKLINE,)
)
Plaintiffs,)
)
v.)
)
TEVA PHARMACEUTICALS USA, INC.,)
)
Defendant.)
)

Civil Action No: 05-197 GMS

NOTICE OF DEPOSITION OF LEWIS SUDARSKY, M.D.

PLEASE TAKE NOTICE that Teva Pharmaceuticals USA, Inc. ("Teva"), by and through its undersigned counsel and pursuant to Federal Rule of Civil Procedure 30, will take the deposition upon oral examination of Lewis Sudarsky, M.D. commencing at 7:00 AM on October 24, 2006 at the offices of Wilmer Cutler Pickering Hale & Dorr, LLP, 60 State Street, Boston, MA 02109, or at such other time or location as may be mutually agreed upon by the parties.

The deposition will be conducted under oath by an officer authorized to take such testimony and administer oaths. The deposition will be recorded by stenographic means and/or videotape. The deposition will continue from day to day until completed with such adjournments as to time and place as may be necessary.

Teva serves this Notice without waiver of any objections it may have to deficiencies in GSK's document production and other discovery responses concerning the subject matter of the instant Notice and reserves the right to continue this deposition as necessary in light of any subsequent responses or document productions by Teva.

Dated: October 20, 2006

Karen E. Keller

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CERTIFICATE OF SERVICE

I, Karen E. Keller, Esquire, hereby certify that on October 20, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Patricia Smink Rogowski, Esquire
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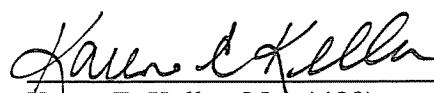
I further certify that on October 20, 2006, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and the following non-registered participant in the manner indicated:

BY E-MAIL

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